

KAYE, SCHOLER, FIERMAN, HAYS & HANDLER

THE MCPHERSON BUILDING

901 FIFTEENTH STREET, N.W., SUITE 1100

WASHINGTON, D.C. 20005-2327

(202) 682-3500

FACSIMILE

(202) 682-3580

425 PARK AVENUE
NEW YORK, NY 10022-3598
(212) 836-8000

1999 AVENUE OF THE STARS
SUITE 1600
LOS ANGELES, CA 90067-6048
(310) 788-1000

SQUARE DE MEEÛS 30
1040 BRUSSELS, BELGIUM
(322) 514-4300

18TH FLOOR
NINE QUEEN'S ROAD CENTRAL
HONG KONG
(852) 845-8989

SCITE TOWER, SUITE 708
22 JIANGUOMENWAI DAJIE
BEIJING
PEOPLE'S REPUBLIC OF CHINA
(861) 512-4755

FACSIMILE

NEW YORK (212) 836-8689
WASHINGTON (202) 682-3580
LOS ANGELES (310) 788-1200
BRUSSELS (322) 514-4437
HONG KONG (852) 845-3682
(852) 845-2389
BEIJING (861) 512-4760

WRITER'S DIRECT DIAL NUMBER

(202) 682-3501

December 15, 1993

RECEIVED

DEC 15 1993

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Re: MM Docket No. 93-227
RM-8292
Amendment of Section 73.202(b)
Table of Allotments, FM Broadcast Stations
Marathon and Stevens Point, Wisconsin
Eagle of Wisconsin, Inc.

Dear Mr. Caton:

On behalf of Eagle of Wisconsin, Inc., licensee of Radio Station WMGU(FM), Marathon, Wisconsin, we are filing herewith an original and four copies of its "Request to Dismiss and Terminate Proceeding" in connection with the above-referenced rulemaking proceeding.

Should any questions arise with respect to this matter, please contact the undersigned counsel.

Respectfully submitted,

KAYE, SCHOLER, FIERMAN, HAYS & HANDLER

By: 
Allan G. Moskowitz

No. of Copies rec'd 04
List ABCDE

Federal Communications Commission

WASHINGTON, D.C. 20554

In the Matter of)
)
Amendment of Section 73.202(b)) MM Docket No. 93-227
)
Table of Allotments) RM-8292
FM Broadcast Stations)
(Marathon and Stevens Point,)
Wisconsin))

RECEIVED
DEC 15 1993FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

To: Chief, Policy and Rules Division

REQUEST TO DISMISS AND TERMINATE PROCEEDING

Eagle of Wisconsin, Inc. ("Eagle"), licensee of Radio Station WMGU(FM), Marathon, Wisconsin, by its counsel, respectfully (1) withdraws its "Petition for Rulemaking" filed on July 1, 1993 and its "Comments" filed on September 27, 1993 requesting that the FM Table of Allotments be amended to substitute Channel 285A for Channel 285C3 at Marathon, Wisconsin, reallocate Channel 285A to Stevens Point, Wisconsin, and modify WMGU(FM)'s authorization to specify operation on Channel 285A at Stevens Point, Wisconsin; (2) requests that the Commission dismiss the pleadings in this proceeding; and (3) request that the Commission terminate the above-referenced proceeding which is considering the above-referenced amendment of the Table of Allotments.

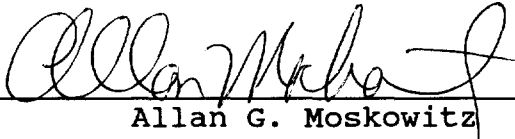
Eagle has entered into an Asset Purchase Agreement for Radio Station WMGU(FM) with Americus Communications Corporation ("Americus") which provides that WMGU(FM) and Channel 285C3 remain at Marathon, Wisconsin, and by which Americus intends to

construct that facility as Marathon's first aural service. In light of the fact that the instant proceeding proposes to remove Marathon's sole local service and in light of the reservations expressed by the Commission to this proposal in the Notice of Proposed Rule Making, DA 93-957, released August 5, 1993, Eagle submits that the public interest would be served by grant of its instant request to dismiss and terminate the proceeding.

Therefore, Eagle respectfully requests that the Commission dismiss its previously-filed Petition for Rulemaking and supporting Comments, and terminate the instant proceeding.

Respectfully submitted,

EAGLE OF WISCONSIN, INC.

By: 
Allan G. Moskowitz
Its Attorney

KAYE, SCHOLER, FIERMAN, HAYS & HANDLER
901 15th Street, N.W., Suite 1100
Washington, D.C. 20005
(202) 682-3501

December 15, 1993

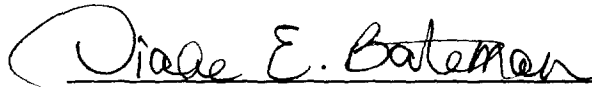
CERTIFICATE OF SERVICE

I, Diane E. Bateman, a secretary with the law firm of Kaye, Scholer, Fierman, Hays & Handler, do hereby certify that a copy of the foregoing "Request to Dismiss and Terminate Proceeding" was delivered via U.S. First Class Mail, postage prepaid, this 15th day of December, 1993, to the following:

Mr. John Karousos, Acting Chief *
Allocations Branch
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W., Room 8324
Washington, D.C. 20554

Ms. Kathleen Scheuerle *
Allocations Branch
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W., Room 8324
Washington, D.C. 20554

Jerrold D. Miller, Esq.
Miller & Miller, P.C.
1990 M Street, N.W.
Suite 760
Washington, D.C. 20036


Diane E. Bateman

* via Hand-Delivery